

IN THE SENATE OF THE UNITED STATES.

MARCH 30, 1858.—Ordered to be printed.

Mr. CLAY submitted the following

REPORT.

*The Committee on Pensions, to whom was referred the petition of John S. Devlin, late an officer in the marine corps, beg leave to report :*

That they have had the same under consideration, and find that the petitioner received a flesh wound in the chin at the storming of Chapultepec, September 16, 1847; was discharged by the surgeon, as fit for duty, in the December following. The character of the wound, as described by the surgeon, does not indicate that any permanent disability would probably result from it, and the testimonials of officers of the navy do not indicate that such has been the result, as they show that Mr. Devlin continued in *active* service up to 1852.

This case is now before the committee for the third time, having been reported upon adversely upon two former occasions, and as no additional testimony has been adduced, going to show disability, as the result of the wound received in the service, the committee recommend that the prayer of the petitioner be denied, and ask to be discharged from the further consideration of the petition.

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That they have had the same under consideration, and find that the petitioner received a flesh wound in the chin at the storming of Chapultepec, September 18, 1847; was discharged by the surgeon, as fit for duty, in the December following. The character of the wound, as described by the surgeon, does not indicate that any permanent disability would probably result from it, and the testimonials of officers of the navy do not indicate that such has been the result, as they show that Mr. Devlin continued in active service up to 1853.

This case is now before the committee for the third time, having been reported upon adversely upon two former occasions, and as no additional testimony has been adduced, going to show disability, the result of the wound received in the service, the committee recommend that the prayer of the petitioner be denied, and ask to be discharged from the further consideration of the petition.